

doing and not doing. What America is saying and what America is not saying. We know that there are NATO countries here on the border who have weapons which we need, but they simply need backup from America. We will win this war. But, at which price will we win this war? Help us win it at the price of less casualty. That's what we are asking the United States.

Like I said earlier, the Ukrainians can win this war. There is a path to victory. I believe in them, but the world has to step up. We have to empower them. We are doing so little of what we could be doing.

I was taught at a young age: Of him who much is given, much is required. And the United States has been given so much. We are still the leader of the free world. It is time we start acting like it.

I yield the floor.

The PRESIDING OFFICER. The Senator from Maryland.

## EXECUTIVE SESSION

### EXECUTIVE CALENDAR

Mr. CARDIN. Madam President, I ask unanimous consent that the Senate proceed to executive session and vote on the confirmation of Executive Calendar No. 683, the nomination of Julie Rubin, under the previous order.

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to executive session to resume consideration of the Rubin nomination, which the clerk will report.

The bill clerk read the nomination of Julie Rebecca Rubin, of Maryland, to be United States District Judge for the District of Maryland.

#### VOTE ON RUBIN NOMINATION

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Rubin nomination?

Mr. CARDIN. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The bill clerk called the roll.

Mr. DURBIN. I announce that the Senator from Pennsylvania (Mr. CASEY), the Senator from West Virginia (Mr. MANCHIN), and the Senator from New Hampshire (Mrs. SHAHEEN) are necessarily absent.

The PRESIDING OFFICER (Ms. BALDWIN). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 51, nays 46, as follows:

[Rollcall Vote No. 101 Ex.]

#### YEAS—51

Baldwin	Coons	Hickenlooper
Bennet	Cortez Masto	Hirono
Blumenthal	Duckworth	Kaine
Booker	Durbin	Kelly
Brown	Feinstein	King
Cantwell	Gillibrand	Klobuchar
Cardin	Graham	Leahy
Carper	Hassan	Lujan
Collins	Heinrich	Markley

Menendez	Reed	Tester
Merkley	Rosen	Tillis
Murkowski	Sanders	Van Hollen
Murphy	Schatz	Warner
Murray	Schumer	Warnock
Ossoff	Sinema	Warren
Padilla	Smith	Whitehouse
Peters	Stabenow	Wyden

#### NAYS—46

Barrasso	Grassley	Risch
Blackburn	Hagerty	Romney
Blunt	Hawley	Rounds
Boozman	Hoeven	Rubio
Braun	Hyde-Smith	Sasse
Burr	Inhofe	Scott (FL)
Capito	Johnson	Scott (SC)
Cassidy	Kennedy	Shelby
Cornyn	Lankford	Sullivan
Cotton	Lee	Thune
Cramer	Lummis	Toomey
Crapo	Marshall	Tuberville
Cruz	McConnell	Wicker
Daines	Moran	Young
Ernst	Paul	
Fischer	Portman	

#### NOT VOTING—3

Casey Manchin Shaheen

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's actions.

### LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now resume legislative session. The Senator from Oklahoma.

#### BORDER SECURITY

Mr. LANKFORD. Madam President, there is a lot going on in the world right now: Ukraine; what is happening in China; what is happening with the Iran nuclear conversation right now with Russia and the United States and China; record inflation here in the United States. There is so much going on that I am concerned that we are not also focused on an area at our southwest border.

It is interesting; I have had folks who have caught me and have said: Things must be going better at our southwest border because I don't hear about it as much.

Actually, there is just so much other news that it is drowning it out.

So what is actually happening at our southwest border right now, and where are we? Let me give you a little bit of context and then to be able to talk through some of the issues that are happening.

Today, on our southwest border, about 6,300 people have already illegally crossed. Now, a day that they can manage is about 3,500 people. So we are still hearing record numbers of people illegally crossing the border.

To set this in context, during the 4 years of the Trump Presidency, there were 2.4 million people who were encountered illegally crossing the border during the 4 years of the Trump Presidency. During the first 14 months of the Biden Presidency, we have already exceeded that number. We have had more illegal encounters in the first 14 months than there were in the previous 4 years.

In this process of all these individuals crossing the border, it has been interesting. There was something that was put in place in January of 2020 called title 42 authority. Now, let me explain this briefly. Because of the pandemic that was happening, in March of 2020, the Trump administration put in place that, for single adult individuals who were crossing the border, they would be turned around at the border based on the pandemic that was happening. The Biden administration agreed with that policy, and when they came in, they kept title 42 in place. In fact, last year, 1.1 million people were turned around at the border under title 42 authority.

Title 42 authority was always intended to be temporary. It is not a permanent immigration policy; it is during the pandemic, although it is ironic that the administration is looking to lift title 42 authority on the border at the same time—this month—members of the National Guard are being forced to resign if they don't have their vaccine. So if you don't take your vaccine and you are in the National Guard, you are being forced out, or if you are in the military and you haven't taken it, you are being forced to resign the military, but people illegally crossing our border can come into the United States.

At the same month that there is conversation about dropping the title 42 authority, we are still wearing a mask on our planes, in buses, and in trains based on a requirement of the administration on a threat to COVID. At the same time that is occurring, the administration is looking to lift the title 42 issues at our southern border.

They have had a year to be able to plan for this. I have been in conversation with Ali Mayorkas and with DHS. We have had multiple conversations with the leaders. I have been on the border multiple times to be able to talk to the leadership there, to say we have all known that at some point, title 42 authority is going away, so when that occurs, what is the plan to deal with illegal immigration or what they call irregular migration? What is the plan at that point?

Well, we are finally getting bits and pieces of the plan. The plan is, apparently, from the notes that we are getting and the conversations we have had at the staff level and that I can piece together from multiple conversations with multiple leaders, after a year of considering what to be able to do about illegal immigration and increasing numbers at the border, apparently, within the next couple of weeks, they are going to stop title 42 to be able to more rapidly move people into the interior of the country faster so the border looks less chaotic. The plan is to move people into the country faster so there is not a camera shot on people backed up at the border. That is the plan.

I wish I was kidding on that, but in a briefing with my staff last week, DHS